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3
4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 GOPHER PROTOCOL, INC.,

8 Plaintiff(s),

9 v.

10 DISCOVER GROWTH FUND, LLC,

11 Defendant(s).

Case No. 2:19-CV-1039 JCM (BNW)

ORDER

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13 Presently before the court is the matter of *Gopher Protocol, Inc. v. Discover Growth*
14 *Fund, LLC*, case number 2:19-cv-01039-JCM-BNW.

15 On November 13, 2019, plaintiff Gopher Protocol, Inc. (“Gopher”) filed an emergency
16 motion for contempt (ECF No. 29) against defendant Discover Growth Fund, LLC (“Discover”) for failure to comply with the preliminary injunction this court entered on July 18, 2019 (ECF
17 No. 28). The preliminary injunction bars Discover “from selling, foreclosing upon,
18 encumbering, dissipating, or otherwise transferring” any of Gopher’s assets pending resolution
19 of the parties’ arbitration in *Gopher Protocol, Inc. v. Discover Growth Fund, LLC* (JAMS Ref.
20 No. 1260005395). (ECF No. 28).

21
22 Gopher contends that Discover is in contempt of the preliminary injunction because
23 Discover sent Gopher a notice on October 24, 2019 indicating that it intends to sell and dispose
24 of all of Gopher’s assets at 10:00 a.m. Eastern time on December 2, 2019. (ECF No. 29).
25 Gopher notes that the parties’ arbitration commenced on November 5, 2019, and that the
26 arbitrator has set an extended briefing schedule, such that no decision will issue until after the
27 alleged December 2, 2019 sale date. *Id.* Gopher requests that the court enjoin the December 2,
28 2019 sale, and sanction Discover for its alleged contempt of the preliminary injunction. *Id.*

1 Briefing for Gopher's emergency motion for contempt (ECF No. 29) will proceed as
2 follows: Discover's response is due on or before November 18, 2019; Gopher's reply is due on
3 or before November 21, 2019.

4 DATED November 14, 2019.

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6 UNITED STATES DISTRICT JUDGE